

ORIGINAL
FILED

JAN 25 2008

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

EDL

V 08

0664

Rosario Marinello

Plaintiff,

CASE NO. _____

vs.

**APPLICATION TO PROCEED
IN FORMA PAUPERIS**

California Department of Corrections and
Rehabilitation

Defendant.

I, Rosario Marinello, declare, under penalty of perjury that I am the plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being required to prepay the full amount of fees, costs or give security. I state that because of my poverty I am unable to pay the costs of this action or give security, and that I believe that I am entitled to relief.

In support of this application, I provide the following information:

1. Are you presently employed? Yes ☒ No ☐

If your answer is "yes," state both your gross and net salary or wages per month, and give the name and address of your employer:

Gross: \$1000.00 Net: \$ 910.00

Employer: Uretsky Security

411 Granite St. Pacific Grove, CA 93950

If the answer is "no," state the date of last employment and the amount of the gross and net salary

1 and wages per month which you received.

2 _____

3 _____

4 _____

5 2. Have you received, within the past twelve (12) months, any money from any of the
6 following sources:

- 7 a. Business, Profession or Yes ____ No ☒
8 self employment?
- 9 b. Income from stocks, bonds, Yes ☒ No ____
10 or royalties?
- 11 c. Rent payments? Yes ____ No ☒
- 12 d. Pensions, annuities, or Yes ____ No ☒
13 life insurance payments?
- 14 e. Federal or State welfare payments, Yes ____ No ☒
15 Social Security or other govern-
16 ment source?

17 If the answer is "yes" to any of the above, describe each source of money and state the amount
18 received from each.

19 \$ 1150.00 Net Capital Gains from Securities trades in 2007

20 _____

21 _____

21 3. Are you married? Yes ____ No ☒

22 Spouse's Full Name: _____

23 Spouse's Place of Employment: _____

24 Spouse's Monthly Salary, Wages or Income:

25 Gross \$ _____ Net \$ _____

26 4. a. List amount you contribute to your spouse's support:\$ _____

27 b. List the persons other than your spouse who are dependent upon you for support
28 and indicate how much you contribute toward their support. (NOTE: For minor

children, list only their initials and ages. DO NOT INCLUDE THEIR NAMES.)

5. Do you own or are you buying a home? Yes ___ No ☒

Estimated Market Value: \$ _____ Amount of Mortgage: \$ _____

6. Do you own an automobile? Yes ☒ No ___

Make Nissan Year 1996 Model Quest

Is it financed? Yes ___ No ☒ If so, Total due: \$ _____

Monthly Payment: \$ _____

7. Do you have a bank account? Yes ☒ No ___ (Do not include account numbers.)

Name(s) and address(es) of bank: Smith Barney

1418 South Main St. Salinas, CA 93901

Present balance(s): \$ 0

Do you own any cash? Yes ___ No ☒ Amount: \$ _____

Do you have any other assets? (If "yes," provide a description of each asset and its estimated market value.) Yes ☒ No ___

600 shares Calpine Corp. apx. \$200.00

8. What are your monthly expenses?

Rent: \$ 550.00 Utilities: 200.00 (fuel for commuting to work)

Food: \$ 200.00 Clothing: \$50.00

Charge Accounts:

<u>Name of Account</u>	<u>Monthly Payment</u>	<u>Total Owed on This Account</u>
<u>Salute Visa</u>	<u>\$ 35.00</u>	<u>\$ 677.31</u>
<u>Tribute Mastercard</u>	<u>\$ 35.00</u>	<u>\$ 595.74</u>
<u>UCFCU</u>	<u>\$ 172.00</u>	<u>\$ 1800.00</u>

9. Do you have any other debts? (List current obligations, indicating amounts and to whom they are payable. Do not include account numbers.)

Student Loan (XPRESS Loan Servicing) - \$ 77, 788. 07 / Auto - Drive Financial \$ 18, 121. 82

10. Does the complaint which you are seeking to file raise claims that have been presented in other lawsuits? Yes ___ No ✓

Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in which they were filed.

I declare under the penalty of perjury that the foregoing is true and correct and understand that a false statement herein may result in the dismissal of my claims.

01/24/08

DATE

Rosario Hernandez

SIGNATURE OF APPLICANT